

**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))

Attorney Docket No. 15343-0028C3

First Inventor Theodore E. Spielberg

Title MICROPOROUS ENCAPSULATED ENDOCRINE CELL  
DISKS, BICONCAVE DISKS AND MULTIDIMPLED  
CHAMBERS FOR HORMONAL REPLACEMENT

Express Mail Label No. EL705604957US

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☒ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 14 ]  
(preferred arrangement set forth below)  
- Descriptive title of the Invention  
- Cross References to Related Applications  
- Statement Regarding Fed sponsored R & D  
- Reference to sequence listing, a table,  
or a computer program listing appendix  
- Background of the Invention  
- Brief Summary of the Invention  
- Brief Description of the Drawings (if filed)  
- Detailed Description  
- Claim(s)  
- Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 1 ]
5. Oath or Declaration [Total Pages 2 ]  
a. ☐ Newly executed (original or copy)  
b. ☒ Copy from a prior application (37 CFR 1.63 (d))  
(for a continuation/divisional with Box 18 completed)  
i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s)  
named in the prior application, see 37 CFR  
1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

**ADDRESS TO:**Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

7. ☐ CD-ROM or CD-R in duplicate, large table or  
Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)  
a. ☐ Computer Readable Form (CRF)  
b. Specification Sequence Listing on:  
i. ☐ CD-ROM or CD-R (2 copies); or  
ii. ☐ paper  
c. ☐ Statements verifying identity of above copies

**ACCOMPANYING APPLICATIONS PARTS**

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 C.F.R. §3.73(b) Statement ☒ Power of  
(when there is an assignee) Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure ☐ Copies of IDS  
Statement (IDS)/PTO-1449 Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☐ Request and Certification under 35 U.S.C. 122  
(b)(2)(B)(i). Applicant must attach form PTO/SB/35  
or its equivalent.
17. ☐ Other:

18. If a **CONTINUING APPLICATION**, check appropriate box, and supply the requisite information below and in a preliminary amendment,  
or in an Application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)  
Prior application information: Examiner Nickol, G.

of prior application No: 09 / 397,780  
Group / Art Unit: 1642

For **CONTINUATION** or **DIVISIONAL APPS** only: The entire disclosure of the prior application, from which an oath or declaration is supplied  
under Box 5b, is considered a part of the disclosure of the accompanying or divisional application and is hereby incorporated by reference.  
The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**17. CORRESPONDENCE ADDRESS**☒ Customer Number or Bar Code Label

(Insert C



el here)

or ☐ Correspondence address below

Name Michael E. Attaya

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Michael E. Attaya

Registration No. (Attorney/Agent)

31,731

Signature

Date

August 13, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any  
comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark  
Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for  
Patents, Box Patent Application, Washington, DC 20231.

# FEE TRANSMITTAL

Patent fees are subject to annual revision on October 1.

These are the fees effective October 1, 1997.

Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12.

See 37 C.F.R. §§ 1.27 and 1.28.

## Complete If Known

Application Number	Not yet assigned
Filing Date	Herewith
First Named Inventor	Theodore E. Spielberg
Examiner Name	Not yet assigned
Group / Art Unit	Not yet assigned
Attorney Docket No.	15343-0028C3

TOTAL AMOUNT OF PAYMENT (\$) 800

### METHOD OF PAYMENT (check one)

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 03-1237

Deposit Account Name Cesari and McKenna, LLP

- ☒ Charge Any Additional Fee Required Under 37 C.F.R. §§1.16 and 1.17 ☐ Charge the Issue Fee Set in 37 C.F.R. §§1.18 at the Mailing of the Notice of Allowance

2. ☒ Payment Enclosed:

☒ Check ☐ Money Order ☐ Other

### FEE CALCULATION (continued)

#### 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee Code		
105	130 205	65 Fee Surcharge - late filing fee or oath	
127	50 227	25 Surcharge - late provisional filing fee or cover sheet	
139	130 139	130 Non-English Specification	
147	2,520 147	2,520 For filing a request for reexamination	
112	920 112	920* Requesting publication of SIR prior to Examiner action	
113	1,840 113	1,840* Requesting publication of SIR after Examiner action	
115	110 215	55 Extension for reply within first month	
116	390 216	195 Extension for reply within second month	
117	890 217	445 Extension for reply within third month	445
118	1,390 218	695 Extension for reply within fourth month	
128	1,890 128	945 Extension for reply within fifth month	
119	310 219	155 Notice of Appeal	
120	310 220	155 Filing a brief in support of an appeal	
121	270 221	135 Request for oral hearing	
138	1,510 138	1,510 Petition to institute a public use proceeding	
140	110 240	55 Petition to revive - unavoidable	
141	1,240 241	620 Petition to revive - unintentional	
142	1,240 242	620 Utility Issue fee (or reissue)	
143	440 243	220 Design Issue fee	
144	600 244	300 Plant Issue fee	
122	130 122	130 Petitions to the Commissioner	
123	50 123	50 Petitions related to provisional applications	
126	240 126	240 Submission of Information Disclosure Stmt	
581	40 581	40 Recording each patent assignment per property (times number of properties)	
146	710 246	355 Filing a submission after final rejection (37 CFR 1.129(a))	
149	710 249	355 For each additional invention to be examined (37 CFR 1.129(b))	
Other (specify)			
Other fee (specify)			
SUBTOTAL (3)			445

\*Reduced by Basic Filing Fee Paid

### FEE CALCULATION

#### 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee Code		
101	710 201	35 Utility filing fee	355
106	320 206	160 Design filing fee	
107	490 207	245 Plant filing fee	
108	710 208	355 Reissue filing fee	
114	150 214	75 Provisional filing fee	
SUBTOTAL (1)			355

#### 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
16	20**	0	0
Independent Claims	3**	0	0
Multiple Dependent			0

\*\*or number previously paid, if greater; For Reissues, see below

#### Large Entity Small Entity

Fee Code	Fee Code	Fee Description	Fee Paid
103	18 203	9 Claims in excess of 20	
102	80 202	40 Independent claims in excess of 3	
104	270 204	135 Multiple dependent claim, if not paid	
109	80 209	40 **Reissue independent claims over original patent	
110	18 210	9 **Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)			0

### SUBMITTED BY

Typed or Printed Name

Michael E. Attaya

Signature

*Michael E. Attaya*

Date

August 13, 2001

### Complete (if applicable)

Reg. Number

31,731

Deposit Account User ID

08/14/01

A

PATENTS  
15343-0028C3

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re The Application of: )  
Theodore E. Spielberg )  
Serial No.: Not yet assigned ) Examiner: Not yet assigned  
Filed: Herewith ) Art Unit: Not yet assigned  
For: MICROPOROUS ENCAPSU- )  
LATED ENDOCRINE CELL )  
DISKS, BICONCAVE DISKS AND )  
MULTIDIMPLED CHAMBERS )  
FOR HORMONAL REPLACE- )  
MENT )

Cesari and McKenna, LLP  
88 Black Falcon Avenue  
Boston, MA 02210  
August 13, 2001

**EXPRESS-MAIL DEPOSIT**

"Express Mail" Mailing-Label Number: EL705604957US

The following papers are being deposited with the United States Postal Service  
"Express Mail Post Office to Addressee" service pursuant to 37 C.F.R. §1.10:

☒ Continuation Patent Application ( 14 pages including 16 claims )  
☒ Power of Attorney ☒ Oath or Declaration  
☒ Fee Transmittal Letter ☒ Utility (Continuation) Patent Applica-  
tion Transmittal Letter  
☒ Informal Drawing ( 1 sheets ) ☒ Check No. 22891 for \$800.  
☒ Petition for Extension of Time for 3  
Months